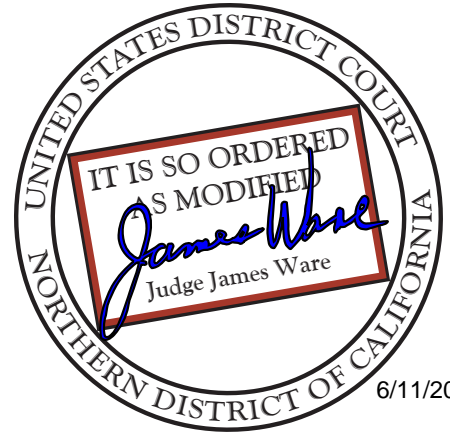


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6 Attorneys for Plaintiff/Counter-Defendant
7 MONTEREY MUSHROOMS, INC.



8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10
11 MONTEREY MUSHROOMS, INC.,

12 Plaintiff,

13 vs.

14 TRAVELERS PROPERTY CASUALTY
15 COMPANY OF AMERICA; THE
16 TRAVELERS LLOYDS INSURANCE
COMPANY; and DOES 1 through 100
(INCLUSIVE),

17 Defendants.

18 THE TRAVELERS LLOYDS
19 INSURANCE COMPANY,

20 Counter-Claimant,

21 vs.

22 MONTEREY MUSHROOM, INC.

23 Counter-Defendant.
24

CASE NO: 5:09-C-09-02501 JW

**STIPULATED ORDER PERMITTING
PLAINTIFF TO FILE FIRST AMENDED
COMPLAINT**

25 IT IS HEREBY STIPUALTED by and between the parties to this action that Plaintiff
26 MONTEREY MUSHROOMS, INC. ("Plaintiff") may file its First Amended Complaint. The
27 basis for this stipulation is that the facts and issues raised by the First Amended Complaint do not
28 enlarge the issues beyond those already raised by Plaintiff's Answer to Defendant THE

WILLOUGHBY, STUART & BENING

1 TRAVELERS LLOYDS INSURANCE COMPANY's Cross-Complaint and therefore will not
2 delay or expand discovery or the trial in this action. A true and correct copy of Plaintiff's First
3 Amended Complaint is attached hereto as Exhibit A and will be filed upon the Court's approval
4 of this Stipulated Order. Defendants will have thirty (30) days to file a responsive pleading
5 calculated from the date of service and filing of the Plaintiff's First Amended Complaint.
6

7 Dated: June 3, 2010

WILLOUGHBY, STUART & BENING

9 By: _____ /s/
10 Alexander F. Stuart
11 Ronald J. Cook
12 Attorneys for Plaintiff/Counter-Defendant
13 MONTEREY MUSHROOMS

12 Dated: June 3, 2010

BULLIVANT HOUSER BAILEY

14 By: _____ /s/
15 SAMUEL H. RUBY
16 Attorneys for Defendants
17 TRAVELERS PROPERTY CASUALTY
18 COMPANY OF AMERICA and THE
19 TRAVELERS LLOYDS INSURANCE
20 COMPANY

19 I hereby attest that I have on file all holograph signatures for any signatures indicated by a
20 "conformed" signature (/s/) within this efiled document.

21 IT IS HEREBY ORDERED that Plaintiff is granted leave to file its First Amended
22 Complaint by **June 16, 2010** as a separate docket entry.

23 Dated: June 11, 2010

24 
25 UNITED STATES DISTRICT JUDGE
26
27
28